

ORDINANCE 12-1201
Public Work Bid Requirement Modification

WHEREAS, the Finance and Accounting Committee has the general supervision over contract and purchase review and approval procedures of the County; and

WHEREAS, after review of the Green County Code and §59.52(29), Wis. Stats., the Finance and Accounting Committee has indicated that the Green County Code is in need of updating with regard to the public work bid requirements; and

NOW, THEREFORE, BE IT ORDAINED by the Green County Board of Supervisors, in legal session assembled, that the following additions, deletions and corrections be made to Title 1, Section 11 of the Green County Code.

1-11-2: COUNTY PURCHASES AND CONTRACTS

F. Pursuant to §59.52(29), Wis. Stats., all public work done by or for Green County, including any contract for the construction, repair, remodeling or improvement of any public work, building or furnishing of supplies or material of any kind where the estimated cost of such work will exceed twenty-five thousand dollars (\$25,000.00) shall be let by contract to the lowest responsible bidder. The contract shall be let and entered into pursuant to §66.0901, Wis. Stats., except that the Green County Board of Supervisors may, by a three-fourths (3/4) vote of all of its members entitled to a seat, provide that any class of such public work or any part thereof may be done directly by the County without submitting the same for bids. This Section does not apply to highway contracts which the County Highway Committee is authorized by law to let or make. The provisions of this Section are also not mandatory for the repair or reconstruction of public facilities when damage or threatened damage thereto creates an emergency, as determined by resolution of the Green County Board of Supervisors, in which the public health or welfare of the County is endangered. Whenever the County Board by majority vote at a regular or special meeting determines that an emergency no longer exists, this subsection shall again apply. This section does not apply to contracts other than for the construction, repair, remodeling or improvement of public works, and buildings, or for furnishing of supplies or materials; that is, contracts for the purchase of equipment or services shall not be subject to the public bidding requirements. **The following requirements pertain to public works where the estimated cost of such work is between \$5,000.00 and \$25,000.00:**

1. If the estimated cost of any public work is between five thousand dollars (\$5,000.00) and twenty-five thousand dollars (\$25,000.00), the board shall give a Class 1 notice under Chapter 985 of the Wisconsin Statutes before it contracts for the work or shall contract with a person qualified as a bidder under §66.0901(2), Wis. Stats.

2. This subsection does not apply to public construction if the materials for such a project are donated or if the labor for such a project is provided by volunteers.

G. All purchases or contracts where the estimated cost or price exceeds twenty-five thousand dollars (\$25,000.00), but which are not subject to the public advertising-bid procedures of the preceding paragraph, may be made without advertising, but the appropriate department head or County Board Committee, so far as possible and practicable, shall solicit prices from at least two (2) dealers, contractors, or providers. From such solicited prices, the department head, and/or Committee shall make the purchase or contract which, in his, her or its opinion is considered most advantageous to Green County. The department head or Committee shall keep a record of all prices received and purchases or contracts made.

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Prevailing Wage Modification

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SIGNED: FINANCE AND ACCOUNTING COMMITTEE

Harvey Mandel, Chair

Sue Disch

Arthur Carter

Dennis Everson

Jerry Guth

FISCAL NOTE: No Fiscal Effect. MJD

LEGAL NOTE: Approved as to form.
§59.52(29), Wis. Stats. BDB

STATE OF WISCONSIN)
) ss.
COUNTY OF GREEN)

I, Michael J. Doyle, County Clerk in and for said County, do hereby certify that the above and foregoing is a true and correct copy of Ordinance 12-1201 adopted by the Board of Supervisors on December 11, 2012.

Dated at Monroe, Wisconsin this 11th day of December, 2012.

Michael J. Doyle, Green County Clerk